**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE ANTONY DOMINIC**

**MONDAY, THE 17TH DECEMBER 2007 / 26TH AGRAHAYANA 1929**

**W.P(C).No. 37358 of 2007(V)**
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**PETITIONER:**
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**G.INDIRA, AGED 52 YEARS,**
**W/O.P.RAMACHANDRAN,**
**RESIDING AT MANGALATHU**
**HOUSE, KOOTTIKKADA P.O., KOLLAM.**

**BY ADV. SRI.C.UNNIKRISHNAN (KOLLAM)**
**SRI.S.HARIKRISHNAN**

**RESPONDENTS:**
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1. **THE TAHSILDAR (RR), KOLLAM.**

2. **THE DEPUTY COMMISSIONER (APPEALS), COMMERCIAL TAXES, KOLLAM.**

**BY GOVT. PLEADER, SRI. BENJAMIN PAUL**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 17/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

ANTONY DOMINIC, J.

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W.P.(C) No. 37358 OF 2007 V

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Dated this the 17th December, 2007

J U D G M E N T

Exts. P1 to P3 are the appeals filed by the petitioner for the assessment years 1995-96, 1996-97 and 1997-98. Along with the appeals she has also filed stay petitions seeking stay of recovery of the amount due in terms of the assessment orders for the aforesaid period. It is stated that despite the filing of the stay petitions orders have not been passed and that in the meanwhile revenue recovery proceedings have been initiated and Ext. P6 notice has been issued for auctioning away the residential property of the petitioner. It is in these circumstances, this writ petition has been filed.

2. Now that appeals have been filed along with stay petitions, it is only proper that the 2nd respondent considers the stay petitions filed by the petitioner.

3. Accordingly, I dispose of this writ petition directing that the stay petitions filed along with Exts. P1 to P3 appeals shall be taken

up and heard by the 2nd respondent as expeditiously as possible, at any rate within three weeks of production of a copy of this judgment. In the meantime, though the respondents will be at liberty to continue the auction now scheduled as per Ext. P6, the same shall not be confirmed until orders are passed in the stay petitions.

ANTONY DOMINIC
JUDGE

jan/-